

Article 1: Definitions and General Provisions

Division 2: Construction, Interpretation and Definitions

*("Construction and Interpretation"
added 1-8-1990 by O-17408 N.S.)
(Retitled to "Construction, Interpretation
and Definitions" on 8-10-1993 by O-17956 N.S.)*

§11.0201 Construction

The provisions of this Code and all proceedings under it are to be construed with a view to effect its objects and to promote justice.
("Construction" renumbered from Sec. 11.03 on 1-8-1990 by O-17408 N.S.)

§11.0202 Affect of Code on Past Actions and Obligations Previously Accrued

Neither the adoption of this Code nor the repeal hereby of any Ordinance of this City shall in any manner affect the prosecution for violation of Ordinances, which violations were committed prior to the effective date hereof, nor be construed as a waiver of any license or penalty at said effective date due and unpaid under such Ordinance, nor be construed as affecting any of the provisions of such Ordinance relating to the collection of any such license or penalty or the penal provisions applicable to any violation thereof, nor to affect the validity of any bond or cash deposit in lieu thereof, required to be posted, filed or deposited pursuant to any Ordinance, and all rights and obligations thereunder appertaining shall continue in full force and effect.
("Affect of Code on Past Actions and Obligations Previously Accrued" renumbered from Sec. 11.04 on 1-8-1990 by O-17408 N.S.)

§11.0203 References to Specific Ordinances

The provisions of this Code shall not in any manner affect deposits or other matters of record which refer to, or are otherwise connected with Ordinances which are therein specially designated by number or otherwise and which are included within this Code, but such references shall be construed to apply to the corresponding provisions contained within this Code.
("References to Specific Ordinances" renumbered from Sec. 11.06 on 1-8-1990 by O-17408 N.S.)

§11.0204 Affect of Heading

Chapter, Article, Division and Section headings contained herein shall not be deemed to govern, limit, modify or in any manner affect the scope, meaning or intent of the provisions of any Chapter, Article, Division or Section hereof.

(“Affect of Heading” renumbered from Sec. 11.07 on 1–8–1990 by O–17408 N.S.)

§11.0205 Validity of Code — Severability

If any section, subsection, sentence, clause, phrase, portion or provision of this Code is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Code. The Council of this City hereby declares that it would have adopted this Code and each section, subsection, sentence, clause, phrase, portion or provision thereof, irrespective of the fact that any one or more sections, subsections, clauses, phrases, portions or provisions be declared invalid or unconstitutional. This Section shall apply to all amendments heretofore or hereafter made to this Code.

(Amended (portions previously contained in former Sec. 95.0130) 8–10–1993 by O–17956 N.S.)

§11.0206 Conflicting Ordinances

If provisions of the Municipal Code are in conflict with each other, the more restrictive provisions shall apply.

(Amended (portions previously contained in former Sec. 95.0129) 8–10–1993 by O–17956 N.S.)

§11.0207 Numbering of Municipal Code Chapters, Articles, Divisions And Sections

The City Attorney, in consultation with the City Clerk and other affected departments, is hereby granted the authority to establish and modify, as necessary, the numbers for the various chapters, articles, divisions, sections, and parts of each within the Municipal Code without the necessity for City Council action.

(“Numbering of Municipal Code Chapters, Articles, Divisions And Sections” added 5–3–1993 by O–17909 N.S.)

§11.0208 No Mandatory Duty—Civil Liability

It is the intent of the City Council of the City of San Diego that any Municipal Code provision establishing performance standards or establishing an obligation to act by a City officer or employee, shall not be construed as creating a mandatory duty for